

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF OHIO
CINCINNATI DIVISION**

In re:	§	Case No. 07-10504
	§	
DIANE R NOLTE	§	
	§	
	§	
Debtor(s)	§	

**CHAPTER 7 TRUSTEE'S FINAL ACCOUNT AND DISTRIBUTION REPORT
CERTIFICATION THAT THE ESTATE HAS BEEN FULLY ADMINISTERED
AND APPLICATION TO BE DISCHARGED (TDR)**

George Leicht, chapter 7 trustee, submits this Final Account, Certification that the Estate has been Fully Administered and Application to be Discharged.

1) All funds on hand have been distributed in accordance with the Trustee's Final Report and, if applicable, any order of the Court modifying the Final Report. The case is fully administered and all assets and funds which have come under the trustee's control in this case have been properly accounted for as provided by law. The trustee hereby requests to be discharged from further duties as a trustee.

2) A summary of assets abandoned, assets exempt, total distributions to claimants, claims discharged without payment, and expenses of administration is provided below:

Assets Abandoned:	\$11,778.03	Assets Exempt:	\$11,778.03
Total Distributions to Claimants:	\$7,946.58	Claims Discharged Without Payment:	\$3,104.00
Total Expenses of Administration:	\$2,080.72		

3) Total gross receipts of \$47,161.06 (see **Exhibit 1**), minus funds paid to the debtor and third parties of \$37,133.76 (see **Exhibit 2**), yielded net receipts of \$10,027.30 from the liquidation of the property of the estate, which was distributed as follows:

	CLAIMS SCHEDULED	CLAIMS ASSERTED	CLAIMS ALLOWED	CLAIMS PAID
Secured Claims (from Exhibit 3)	\$15,443.00	\$0.00	\$0.00	\$0.00
Priority Claims:				
Chapter 7 Admin Fees and Charges (from Exhibit 4)	NA	\$2,080.72	\$2,080.72	\$2,080.72
Prior Chapter Admin Fees and Charges (from Exhibit 5)	NA	\$0.00	\$0.00	\$0.00
Priority Unsecured Claims (From Exhibit 6)	NA	\$0.00	\$0.00	\$0.00
General Unsecured Claims (from Exhibit 7)	\$10,414.00	\$7,207.71	\$7,207.71	\$7,946.58
Total Disbursements	\$25,857.00	\$9,288.43	\$9,288.43	\$10,027.30

4). This case was originally filed under chapter 7 on 02/12/2007. The case was pending for 32 months.

5). All estate bank statements, deposit slips, and canceled checks have been submitted to the United States Trustee.

6). An individual estate property record and report showing the final accounting of the assets of the estate is attached as **Exhibit 8**. The cash receipts and disbursements records for each estate bank account, showing the final accounting of the receipts and disbursements of estate funds is attached as **Exhibit 9**.

Pursuant to Fed R Bank P 5009, I hereby certify, under penalty of perjury, that the foregoing report is true and correct.

Dated: 10/13/2009

By: /s/ George Leicht
Trustee

STATEMENT: This Uniform Form is associated with an open bankruptcy case, therefore, Paperwork Reduction Act exemption 5 C.F.R. § 1320.4(a)(2) applies.

EXHIBITS TO
FINAL ACCOUNT

EXHIBIT 1 – GROSS RECEIPTS

DESCRIPTION	UNIFORM TRAN.CODE	AMOUNT RECEIVED
class action suit-not listed on original petiton but on amended schedules	1249-000	\$47,102.96
Interest Earned	1270-000	\$58.10
TOTAL GROSS RECEIPTS		\$47,161.06

The Uniform Transaction Code is an accounting code assigned by the trustee for statistical reporting purposes.

EXHIBIT 2 – FUNDS PAID TO DEBTOR & THIRD PARTIES

PAYEE	DESCRIPTION	UNIFORM TRAN.CODE	AMOUNT PAID
Diane R. Nolte	Exemptions	8100-002	\$5,000.00
Diane Nolte	Surplus Funds	8200-002	\$32,133.76
TOTAL FUNDS PAID TO DEBTOR AND THIRD PARTIES			\$37,133.76

EXHIBIT 3 – SECURED CLAIMS

CLAIMANT	UNIFORM TRAN. CODE	CLAIMS SCHEDULED	CLAIMS ASSERTED	CLAIMS ALLOWED	CLAIMS PAID
Furniture Fair	4110-000	\$7,989.00	NA	\$0.00	\$0.00
Watson's	4110-000	\$7,454.00	NA	\$0.00	\$0.00
TOTAL SECURED CLAIMS		\$15,443.00	\$0.00	\$0.00	\$0.00

EXHIBIT 4 – CHAPTER 7 ADMINISTRATIVE FEES and CHARGES

PAYEE	UNIFORM TRAN.CODE	CLAIMS SCHEDULED	CLAIMS ASSERTED	CLAIMS ALLOWED	CLAIMS PAID
George Leicht, Trustee	2100-000	NA	\$1,752.73	\$1,752.73	\$1,752.73
George Leicht, Trustee	2200-000	NA	\$27.99	\$27.99	\$27.99
George Leicht, Attorney, Attorney for Trustee	3110-000	NA	\$300.00	\$300.00	\$300.00
TOTAL CHAPTER 7 ADMIN. FEES AND CHARGES		NA	\$2,080.72	\$2,080.72	\$2,080.72

EXHIBIT 5 – PRIOR CHAPTER ADMINISTRATIVE FEES and CHARGES

EXHIBIT 6 – PRIORITY UNSECURED CLAIMSEXHIBIT 7 – GENERAL UNSECURED CLAIMS

CLAIMANT	UNIFORM TRAN. CODE	CLAIMS SCHEDULED	CLAIMS ASSERTED	CLAIMS ALLOWED	CLAIMS PAID
Home Depot	7100-000	\$3,104.00	NA	NA	\$0.00
Lowe's / GE Money Bank	7100-000	\$0.00	NA	NA	\$0.00
LVNV Funding LLC its successors and assigns as	7100-000	\$3,125.00	\$3,103.28	\$3,103.28	\$0.00
Clerk, US Bankruptcy Court (Claim No. 3; LVNV Funding LLC its successors and assigns as)	7100-001	\$0.00	\$0.00	\$0.00	\$3,103.28
Clerk, US Bankruptcy Court (Claim No. 3; LVNV Funding LLC its successors and assigns as)	7990-001	\$0.00	\$0.00	\$0.00	\$318.12
Recovery Management Systems Corporation	7100-000	\$1,703.00	\$1,892.63	\$1,892.63	\$1,892.63
Recovery Management Systems Corporation (Claim No. 1; Recovery Management Systems Corporation)	7990-000	\$0.00	\$0.00	\$0.00	\$194.02
Sallie Mae	7100-000	\$2,482.00	\$2,211.80	\$2,211.80	\$2,211.80
Sallie Mae (Claim No. 2; Sallie Mae)	7990-000	\$0.00	\$0.00	\$0.00	\$226.73
TOTAL GENERAL UNSECURED CLAIMS		\$10,414.00	\$7,207.71	\$7,207.71	\$7,946.58

FORM 1
INDIVIDUAL ESTATE PROPERTY RECORD AND REPORT
ASSET CASES

Page No: 1

Exhibit 8

Case No.: 07-10504
Case Name: NOLTE, DIANE R.
For the Period Ending: 10/13/2009

Trustee Name: George Leicht
Date Filed (f) or Converted (c): 02/12/2007 (f)
\$341(a) Meeting Date: 03/20/2007
Claims Bar Date: 04/28/2008

1		2	3	4	5	6
Asset Description (Scheduled and Unscheduled (u) Property)		Petition/ Unscheduled Value	Estimated Net Value (Value Determined by Trustee, Less Liens, Exemptions, and Other Costs)	Property Abandoned OA =§ 554(a) abandon. DA=§ 554(c) abandon.	Sales/Funds Received by the Estate	Asset Fully Administered (FA)/ Gross Value of Remaining Assets
Ref. #						
1	cash	\$50.00	\$0.00	DA	\$0.00	FA
2	household	\$950.00	\$0.00	DA	\$0.00	FA
3	Fifth-Third Checking	\$200.00	\$0.00	DA	\$0.00	FA
4	Past Due Alimony from Ex-Husband	\$9,028.03	\$0.00	DA	\$0.00	FA
5	1993 Ford Escort	\$750.00	\$0.00	DA	\$0.00	FA
6	wearing apparel	\$400.00	\$0.00	DA	\$0.00	FA
7	jewelry	\$400.00	\$0.00	DA	\$0.00	FA
8	class action suit-not listed on original petiton but on amended schedules (u)	\$0.00	\$47,102.96		\$47,102.96	FA
INT	Interest Earned (u)	Unknown	Unknown		\$58.10	FA

TOTALS (Excluding unknown value)

\$11,778.03

\$47,102.96

\$47,161.06

Gross Value of Remaining Assets

\$0.00

Major Activities affecting case closing:

Per Debtor's attorney, Debtor to receive a lump sum settlement from class action drug case - in excess of any exemption. Debtor moving to reopen case to amend petition (omitted from original filing) Trustee to investigate to determine if possible distribution to creditors.
Received response from Attys on Zyprexa settlement. Estimate award to debtor will be \$21,500 including a Medicaid holdback of 30% - still be negotiated

Initial Projected Date Of Final Report (TFR): 09/30/2008

Current Projected Date Of Final Report (TFR): 12/31/2008

/s/ GEORGE LEICHT
GEORGE LEICHT

FORM 2

Page No: 1

Exhibit 9

CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No. 07-10504
Case Name: NOLTE, DIANE R.
Primary Taxpayer ID #: *****0720
Co-Debtor Taxpayer ID #:
For Period Beginning: 2/12/2007
For Period Ending: 10/13/2009

Trustee Name: George Leicht
Bank Name: Sterling Bank
Checking Acct #: *****0504
Account Title:
Blanket bond (per case limit): \$2,000,000.00
Separate bond (if applicable):

1	2	3	4		5	6	7
Transaction Date	Check / Ref. #	Paid to/ Received From	Description of Transaction	Uniform Tran Code	Deposit \$	Disbursement \$	Balance
11/19/2008		Transfer From: # 8192070504	Transfer to Close Account	9999-000	\$42,158.63		\$42,158.63
01/29/2009		Transfer To: # 8192070504	Transfer to Close Account	9999-000		\$42,158.63	\$0.00
02/19/2009		Transfer From: # 8192070504	Transfer to Close Account	9999-000	\$42,161.06		\$42,161.06
05/01/2009	1001	George Leicht	Trustee Expenses	2200-000		\$27.99	\$42,133.07
05/01/2009	1002	George Leicht, Attorney	Final Distribution of Chapter 7 Trustee based on proof of claim filed by your office.	3110-000		\$300.00	\$41,833.07
05/01/2009	1003	George Leicht	Trustee Compensation	2100-000		\$1,752.73	\$40,080.34
05/01/2009	1004	Recovery Management Systems Corporation	Final Distribution of Chapter 7 Trustee based on proof of claim filed by your office.	*		\$2,086.65	\$37,993.69
			Claim Amount \$(1,892.63)	7100-000			\$37,993.69
			Interest \$(194.02)	7990-000			\$37,993.69
05/01/2009	1005	Sallie Mae	Final Distribution of Chapter 7 Trustee based on proof of claim filed by your office.	*		\$2,438.53	\$35,555.16
			Claim Amount \$(2,211.80)	7100-000			\$35,555.16
			Interest \$(226.73)	7990-000			\$35,555.16
05/01/2009	1006	LVNV Funding LLC its successors and assigns as	Final Distribution of Chapter 7 Trustee based on proof of claim filed by your office.	*		\$3,421.40	\$32,133.76
			Claim Amount \$(3,103.28)	7100-000			\$32,133.76
			Interest \$(318.12)	7990-000			\$32,133.76
05/01/2009	1007	Diane Nolte	Final Distribution of Chapter 7 Trustee based on proof of claim filed by your office.	8200-002		\$32,133.76	\$0.00
09/01/2009	1006	STOP PAYMENT: LVNV Funding LLC its successors and assigns as	Stop Payment for Check# 1006	*		(\$3,421.40)	\$3,421.40
			Claim Amount \$3,103.28	7100-004			\$3,421.40
			Interest \$318.12	7990-004			\$3,421.40
09/01/2009	1008	Clerk, US Bankruptcy Court	Unclaimed Funds	*		\$3,421.40	\$0.00
			Claim Amount \$(3,103.28)	7100-001			\$0.00
			Interest \$(318.12)	7990-001			\$0.00

SUBTOTALS

\$84,319.69

\$84,319.69

FORM 2

Page No: 2

Exhibit 9

CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No. 07-10504
Case Name: NOLTE, DIANE R.
Primary Taxpayer ID #: *****0720
Co-Debtor Taxpayer ID #:
For Period Beginning: 2/12/2007
For Period Ending: 10/13/2009

Trustee Name: George Leicht
Bank Name: Sterling Bank
Checking Acct #: *****0504
Account Title:
Blanket bond (per case limit): \$2,000,000.00
Separate bond (if applicable):

1	2	3	4		5	6	7
Transaction Date	Check / Ref. #	Paid to/ Received From	Description of Transaction	Uniform Tran Code	Deposit \$	Disbursement \$	Balance

TOTALS:	\$84,319.69	\$84,319.69	\$0.00
Less: Bank transfers/CDs	\$84,319.69	\$42,158.63	
Subtotal	\$0.00	\$42,161.06	
Less: Payments to debtors	\$0.00	\$32,133.76	
Net	\$0.00	\$10,027.30	

For the period of 2/12/2007 to 10/13/2009

Total Compensable Receipts:	\$0.00
Total Non-Compensable Receipts:	\$0.00
Total Comp/Non Comp Receipts:	\$0.00
Total Internal/Transfer Receipts:	\$84,319.69

Total Compensable Disbursements:	\$10,027.30
Total Non-Compensable Disbursements:	\$32,133.76
Total Comp/Non Comp Disbursements:	\$42,161.06
Total Internal/Transfer Disbursements:	\$42,158.63

For the entire history of the account between 11/19/2008 to 10/13/2009

Total Compensable Receipts:	\$0.00
Total Non-Compensable Receipts:	\$0.00
Total Comp/Non Comp Receipts:	\$0.00
Total Internal/Transfer Receipts:	\$84,319.69

Total Compensable Disbursements:	\$10,027.30
Total Non-Compensable Disbursements:	\$32,133.76
Total Comp/Non Comp Disbursements:	\$42,161.06
Total Internal/Transfer Disbursements:	\$42,158.63

FORM 2

Page No: 3

Exhibit 9

CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No. 07-10504
Case Name: NOLTE, DIANE R.
Primary Taxpayer ID #: *****0720
Co-Debtor Taxpayer ID #:
For Period Beginning: 2/12/2007
For Period Ending: 10/13/2009

Trustee Name: George Leicht
Bank Name: Sterling Bank
Money Market Acct #: *****0504
Account Title:
Blanket bond (per case limit): \$2,000,000.00
Separate bond (if applicable):

1	2	3	4		5	6	7
Transaction Date	Check / Ref. #	Paid to/ Received From	Description of Transaction	Uniform Tran Code	Deposit \$	Disbursement \$	Balance
06/11/2008		Fibich & Associates/Zyprexa Iolta Trust	Zyprexa Iolta Settlement Check	*	\$47,102.96		\$47,102.96
	{8}		Zyprexa Settlement (Debtor's Exemption) \$5,000.00	1249-002			\$47,102.96
	{8}		\$42,102.96	1249-000			\$47,102.96
06/30/2008	(INT)	Sterling Bank	Interest Earned For June	1270-000	\$9.29		\$47,112.25
07/04/2008	2001	Diane R. Nolte	debtor's exemption on Zyprexa action	8100-002		\$5,000.00	\$42,112.25
07/31/2008	(INT)	Sterling Bank	Interest Earned For July	1270-000	\$13.71		\$42,125.96
08/29/2008	(INT)	Sterling Bank	Interest Earned For August	1270-000	\$10.73		\$42,136.69
09/30/2008	(INT)	Sterling Bank	Interest Earned For September	1270-000	\$10.39		\$42,147.08
10/31/2008	(INT)	Sterling Bank	Interest Earned For October	1270-000	\$8.20		\$42,155.28
11/19/2008	(INT)	Sterling Bank	Account Closing Interest As Of 11/19/2008	1270-000	\$3.35		\$42,158.63
11/19/2008		Transfer To: # 7192070504	Transfer to Close Account	9999-000		\$42,158.63	\$0.00
01/29/2009		Transfer From: # 7192070504	Transfer to Close Account	9999-000	\$42,158.63		\$42,158.63
01/30/2009	(INT)	Sterling Bank	Interest Earned For January	1270-000	\$0.35		\$42,158.98
02/19/2009	(INT)	Sterling Bank	Account Closing Interest As Of 2/19/2009	1270-000	\$2.08		\$42,161.06
02/19/2009		Transfer To: # 7192070504	Transfer to Close Account	9999-000		\$42,161.06	\$0.00

SUBTOTALS

\$89,319.69

\$89,319.69

FORM 2

Page No: 4

Exhibit 9

CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No. 07-10504
Case Name: NOLTE, DIANE R.
Primary Taxpayer ID #: *****0720
Co-Debtor Taxpayer ID #:
For Period Beginning: 2/12/2007
For Period Ending: 10/13/2009

Trustee Name: George Leicht
Bank Name: Sterling Bank
Money Market Acct #: *****0504
Account Title:
Blanket bond (per case limit): \$2,000,000.00
Separate bond (if applicable):

1	2	3	4		5	6	7
Transaction Date	Check / Ref. #	Paid to/ Received From	Description of Transaction	Uniform Tran Code	Deposit \$	Disbursement \$	Balance

TOTALS:	\$89,319.69	\$89,319.69	\$0.00
Less: Bank transfers/CDs	\$42,158.63	\$84,319.69	
Subtotal	\$47,161.06	\$5,000.00	
Less: Payments to debtors	\$0.00	\$5,000.00	
Net	\$47,161.06	\$0.00	

For the period of 2/12/2007 to 10/13/2009

Total Compensable Receipts:	\$42,161.06
Total Non-Compensable Receipts:	\$5,000.00
Total Comp/Non Comp Receipts:	\$47,161.06
Total Internal/Transfer Receipts:	\$42,158.63

Total Compensable Disbursements:	\$0.00
Total Non-Compensable Disbursements:	\$5,000.00
Total Comp/Non Comp Disbursements:	\$5,000.00
Total Internal/Transfer Disbursements:	\$84,319.69

For the entire history of the account between 06/11/2008 to 10/13/2009

Total Compensable Receipts:	\$42,161.06
Total Non-Compensable Receipts:	\$5,000.00
Total Comp/Non Comp Receipts:	\$47,161.06
Total Internal/Transfer Receipts:	\$42,158.63

Total Compensable Disbursements:	\$0.00
Total Non-Compensable Disbursements:	\$5,000.00
Total Comp/Non Comp Disbursements:	\$5,000.00
Total Internal/Transfer Disbursements:	\$84,319.69

FORM 2

Page No: 5

Exhibit 9

CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No. 07-10504
Case Name: NOLTE, DIANE R.
Primary Taxpayer ID #: *****0720
Co-Debtor Taxpayer ID #:
For Period Beginning: 2/12/2007
For Period Ending: 10/13/2009

Trustee Name: George Leicht
Bank Name: Sterling Bank
Money Market Acct #: *****0504
Account Title:
Blanket bond (per case limit): \$2,000,000.00
Separate bond (if applicable):

1	2	3	4		5	6	7
Transaction Date	Check / Ref. #	Paid to/ Received From	Description of Transaction	Uniform Tran Code	Deposit \$	Disbursement \$	Balance

TOTAL - ALL ACCOUNTS

NET DEPOSITS

NET DISBURSE

ACCOUNT BALANCES

\$47,161.06

\$47,161.06

\$0.00

For the period of 2/12/2007 to 10/13/2009

Total Compensable Receipts: \$42,161.06
Total Non-Compensable Receipts: \$5,000.00
Total Comp/Non Comp Receipts: \$47,161.06
Total Internal/Transfer Receipts: \$126,478.32

Total Compensable Disbursements: \$10,027.30
Total Non-Compensable Disbursements: \$37,133.76
Total Comp/Non Comp Disbursements: \$47,161.06
Total Internal/Transfer Disbursements: \$126,478.32

For the entire history of the case between 02/12/2007 to 10/13/2009

Total Compensable Receipts: \$42,161.06
Total Non-Compensable Receipts: \$5,000.00
Total Comp/Non Comp Receipts: \$47,161.06
Total Internal/Transfer Receipts: \$126,478.32

Total Compensable Disbursements: \$10,027.30
Total Non-Compensable Disbursements: \$37,133.76
Total Comp/Non Comp Disbursements: \$47,161.06
Total Internal/Transfer Disbursements: \$126,478.32